

# APPENDIX B

*Chevron Corp. v. Donziger et al.*: Amended Complaint Appendix B  
Selected Violations of 18 U.S.C. §§ 1341, 1343 (Mail and Wire Fraud)

	From	To	Date	Format	Purpose	Description and Complaint Reference
1.	Steven Donziger	Dr. Charles Calmbacher	September 9, 2004	Email	Manufacture false evidence.	Donziger sent a memorandum by email to Calmbacher and other members of the technical team reminding the team that “the goal is to win the legal case, not to produce an independent scientific report.” Amended Complaint (“Am. Compl.”) ¶ 111.
2.	Donziger	Alberto Wray	October 20, 2004	Email	Manufacture false evidence.	Donziger sent an email to Wray explaining Calmbacher had been removed from the field, and “will still sign the perito reports, but we might have to write them in Quito.” Am. Compl. ¶ 114.
3.	Dave Russell	Donziger	November 1, 2004	Email	Manufacture false evidence.	Russell sent an email to Donziger and other team members stating they needed to stop analyzing for BTEX and GRO because the “data is self defeating except to show the contamination is much more recent that [sic] we would desire, and that would lead to an argument [sic] that the contamination is by PetroEcuador rather than Texaco.” Am. Compl. ¶ 172.

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4.	Donziger	Calmbacher	January 27, 2005	Email	Manufacture false evidence.	Donziger sent an email to Calmbacher asking Calmbacher to send signature pages via DHL which Donziger had said would be used to file an expert report correctly stating Calmbacher's views. The RICO Defendants and their co-conspirators then used Calmbacher's signature to submit falsified reports to the Lago Agrio court under Calmbacher's name. Am. Compl. ¶¶ 118-20.
5.	Calmbacher	Donziger	On or around January 27, 2005	Overnight Courier	Manufacture false evidence.	In response to Donziger's request, Calmbacher signed several blank pages which Donziger told him would be used to file an expert report correctly stating Calmbacher's views, and sent the signed pages to the RICO Defendants and their co-conspirators by overnight courier. The RICO Defendants and their co-conspirators then used Calmbacher's signature to submit falsified reports to the Lago Agrio court under Calmbacher's name. Am. Compl. ¶¶ 118-20.

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6.	Donziger	Calmbacher	March 3, 2005	Email	Manufacture false evidence.	Donziger sent an email to Calmbacher asking for a “repeat of the [signature] papers [he] sent last time” to be sent via FedEx overnight. The RICO Defendants and their co-conspirators then used Calmbacher’s signature to submit a falsified report to the Lago Agrio court under Calmbacher’s name. Am. Compl. ¶¶ 118-20.
7.	Calmbacher	Donziger	March 3, 2005	Overnight Courier	Manufacture false evidence.	In response to Donziger’s request, Calmbacher signed several blank pages which Donziger told him would be used to file an expert report correctly stating Calmbacher’s views, and sent the signed pages to the RICO Defendants and their co-conspirators by overnight courier. The RICO Defendants and their co-conspirators then used Calmbacher’s signature to submit a falsified report to the Lago Agrio court under Calmbacher’s name. Am. Compl. ¶¶ 118-20.
8.	Cristobal Bonifaz	Joseph Kohn, Donziger	March 3, 2005	Email	Threaten Chevron with economic harm through scheme to procure criminal prosecutions of Chevron’s attorneys.	Bonifaz sent an email to Kohn, Donziger, and others, discussing a strategy to focus their energies on “destruction[ing] [Reiss Veiga’s] reputation” in order to force Chevron to settle the case. Am. Compl. ¶ 199.

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9.	Donziger	Alejandro Ponce	July 25, 2005	Email	Prevent Disclosure of Fraudulent Scheme.	Donziger sent an email to Ponce asking for advice regarding how to deal with Calmbacher, expressing concern that Calmbacher would "inform the court that the Selva Viva project is a fraud." Am. Compl. ¶ 113.
10.	Donziger	Ponce	February 10, 2006	Email	Collude with the Government of Ecuador and manipulate and collude with Ecuadorian judicial system.	Donziger sent an email to Ponce asking him to meet with the judge one-on-one to explain their theory of the case and all of the issues from the plaintiffs' perspective. Am. Compl. ¶ 78.
11.	Donziger	Ponce	June 14, 2006	Email	Manipulate and collude with Ecuadorian judicial system.	Donziger sent an email to Ponce instructing him to "prepare a detailed plan with the necessary steps to attack the judge through legal, institutional channels and through any other channel you can think of." Am. Compl. ¶ 72.
12.	Donziger	Daria Fisher	July 12, 2006	Email	Threaten Chevron with economic harm through government investigations based on fraudulent, manufactured evidence.	Donziger and Fisher exchanged emails regarding their ongoing efforts to cause an SEC investigation of Chevron. Donziger noted, "I sort of feel this is bogus, but as long as they want to look at it we should keep feeding them stuff." Am. Compl. ¶ 241.

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13.	Amazon Watch	Donziger	August 9, 2006	Email	Threaten Chevron with economic harm through campaign of public pressure based on false and misleading statements.	The Director of Communications at Amazon Watch sent an email to Donziger attaching a press release that was posted on amazonwatch.org and chevrontoxico.org, in which he had “only changed one word” from what Donziger sent. The email acknowledges the target of the releases is Chevron, not the media, with the goal to “get under Chevron management’s skin” as much as possible. The attached press release asserts the disavowed \$6 billion damages figure. Am. Compl. ¶ 219.
14.	Kohn, Swift & Graf, P.C.	Selva Viva CIA LTDA, Ecuador	January 22, 2007	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$12,000.00. Am. Compl. ¶¶ 31, 185, 328.
15.	Donziger	Joseph Berlinger	February 9, 2007	Email	Threaten Chevron with economic harm through campaign of public pressure based on false and misleading statements.	Donziger emails Berlinger to give him instructions regarding filming a hearing and notes that he did “not want to [be] seen as helping [Berlinger] . . . in front of the Chevron lawyers.” Am. Compl. ¶ 228.
16.	Kohn, Swift & Graf, P.C.	Selva Viva	February 5, 2007	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$75,000.00. Am. Compl. ¶¶ 31, 185, 328.

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17.	Donziger	Kamp	March 6, 2007	Email	Promote false evidence.	Donziger forwarded a press release to Kamp touting the disavowed \$6 billion damages figure and discussing a letter signed by leaders of indigenous groups seeking criminal prosecution of Pal-lares and Viega. Donziger noted, "we are kicking some ass and it feels awfully good." Am. Compl., ¶ 210.
18.	Kohn, Swift & Graf, P.C.	Selva Viva	March 20, 2007	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$40,000.00. Am. Compl. ¶¶ 31, 185, 328.
19. 6	Amazon Watch, Donziger	n/a	March 20, 2007	Wire (Press Release)	Promote false evidence.	Amazon Watch released a press release touting Russell's \$6 billion figure, knowing that the figure was exaggerated and had been disavowed by Russell. Am. Compl. ¶ 108.
20.	Luis Yanza	Donziger	April 2007	Telephone	Collude with the Government of Ecuador.	Yanza and Donziger spoke on the telephone regarding Yanza's meeting with President Correa and setting up the April 26, 2007 tour of the consortium area by Correa. Am. Compl. ¶¶ 206, 208.
21.	Kohn, Swift & Graf, P.C.	Selva Viva	April 13, 2007	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$30,000.00. Am. Compl. ¶¶ 31, 185, 328.

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22.	Yanza	Donziger	April 17, 2007	Email	Execute extortionate scheme by manipulating and colluding with members of the Ecuadorian judicial system and court appointed expert.	Yanza sent Donziger an email noting that himself, "Pablo, Alejandro," and "some other manager" were meeting with the judges the next day regarding the case, and that they had "met with Richard [Cabrera] and everything is under control. We gave him some money in advance." Am. Compl. ¶ 185.
23.	Donziger	Fajardo	May 10, 2007	Email	Manufacture false evidence and collude with court-appointed expert.	Donziger sent an email to Fajardo stating that they should have Cabrera find against Plaintiffs on some issues to create the illusion that Cabrera was independent, and look for ways to make sure Texaco did not know anything about Cabrera's work or plan. Am. Compl. ¶ 139.
24.	Kohn, Swift & Graf, P.C.	Selva Viva	May 11, 2007	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$40,000.00. Am. Compl. ¶¶ 31, 185, 328.
25.	Donziger	Berlinger	June 13, 2007	Email	Execute extortionate scheme by colluding with the Government of Ecuador and court-appointed expert	Donziger sent an email to Berlinger asking him to "get someone to the office to shoot" because "the perito just got sworn in . . . this is a huge victory!!!!!!" Am. Compl. ¶ 140.
26.	Kohn, Swift & Graf, P.C.	Selva Viva	June 14, 2007	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$100,000.00. Am. Compl. ¶¶ 31, 185, 328.



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27.	Fajardo	Donziger	June 22, 2007	Email	Execute and prevent disclosure of extortionate scheme	Fajardo sent an email to Donziger, referring to him as "Lagarto 3," containing account details to log into a private email account regarding "expert examination" to "learn about the plan." He instructs Donziger not to email a copy of the plan to anyone, and only to identify himself as Lagarto 3. Am. Compl. ¶ 162.
28.	Donziger	Berlinger	June 27, 2007	Email	Threaten Chevron with economic harm through campaign of public pressure.	Donziger sent an email to Berlinger urging him to bring camera crews down to capture a march of their "private 'army' which has been very effective." He notes this was a "critical part of [their] strategy that is allowing the case to go forward." Am. Compl. ¶ 76.
29.	Kohn, Swift & Graf, P.C.	Selva Viva	July 20, 2007	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$100,000.00. Am. Compl. ¶¶ 31, 185, 328.
30.	Yanza	Donziger	August 8, 2007	Email	Facilitate transfer of funds for fraudulent scheme.	Yanza sent an email to Donziger saying he is going to the office "to take care of . . . the money for the Huao," and asks "[d]o you know if JK was able to transfer something to the new account for which I gave him the details?" Am. Compl. ¶¶ 29, 185, 328-29.

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31.	Donziger	Karen Wilson	August 14, 2007	Email	Facilitate transfer of funds for fraudulent scheme.	Donziger sent an email requesting that Kohn Swift transfer \$50,000.00 to an account for the Frente in Ecuador. Donziger explained that Yanza ran the Selva Viva account, which was created “simply as a pass thru mechanism to administer funds for the litigation” in Ecuador, and that the Frente controlled Selva Viva. Am. Compl. ¶ 113.
32.	Kohn, Swift & Graf, P.C.	Selva Viva	September 4, 2007	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$50,000.00. Am. Compl. ¶¶ 31, 185, 328.
33.	Yanza	Donziger	September 12, 2007	Email	Fund extortionate scheme to defraud Chevron.	Yanza sent an email to Donziger asking him to get Kohn to wire \$30,000 to a “secret account” and \$20,000 to Selva Viva’s account in order to pay Cabrera. Am. Compl. ¶ 185.
34.	Donziger	Douglas Beltman, Ann Maest	September 19, 2007	Email	Collude with Government of Ecuador.	Donziger sent an email to Stratus asking for help defining the “norms” of clean-up so they could “propose these norms to the Ministry of Energy which governs these norms[,] and whose Minister is a good friend of ours, so that the Ministry issues them as an official decree before the trial ends.” Am. Compl. ¶ 148.
35.	Kohn, Swift & Graf, P.C.	Selva Viva	October 17, 2007	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$50,000.00. Am. Compl. ¶¶ 31, 185, 328.

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36.	Donziger	Chris Lehane	October 29, 2007	Email	Threaten Chevron with economic harm through campaign of public pressure based on false and misleading statements.	Donziger sent an email to Chris Lehane, a political consultant known for attack strategies, stating they need to get more press to increase pressure on Chevron leading to upcoming mediation in order to increase the settlement price. Am. Compl. ¶ 216.
37.	Donziger	Raul Herrera	October 31, 2007	Email	Fraudulently misrepresent proceedings in Ecuador and threaten Chevron with economic harm through campaign of public pressure based on false and misleading statements.	Donziger ghostwrote a letter to the editor of the Wall Street Journal in the name of Ecuador's ambassador to the United States, and sent it to a Wall Street Journal reporter via email. The letter was a response to a column about Chevron's responsibility for contamination in Ecuador and claimed that Chevron was "afforded ample due process." Am. Compl. ¶ 81.
38.	Beltman	Donziger	November 6, 2007	Email	Manufacture false evidence and collude with court-appointed expert.	Beltman sent an email to Donziger attaching a report on the cost estimate to clean up the contaminated pits. Am. Compl. ¶ 147.
39.	Kohn, Swift & Graf, P.C.	Selva Viva	November 13, 2007	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$70,000.00. Am. Compl. ¶¶ 31, 185, 328.

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40.	Beltman	Donziger	November 16, 2007	Email	Manufacture false evidence and col-lude with court-appointed expert.	Beltman sent an email to Donziger regarding “avoided costs” analysis and “amount of additional money/equity that Chevron has now because they did not build and maintain proper pits and reinject water from 1967-1991.” Am. Compl. ¶ 148.
41.	Donziger	Beltman	November 16, 2007	Email	Manufacture false evidence and col-lude with court-appointed expert.	Donziger responded to Beltman email regarding “avoided costs” saying that “we need to get somebody else to look at the model” because it “sounds aw-fully low.” Am. Compl. ¶ 148.
42.	Beltman	Donziger	November 17, 2007	Email	Manufacture false evidence and col-lude with court-appointed expert.	Beltman responded to Donziger regard-ing “avoided costs” issue, explaining the “unjust enrichment calculation.” Am. Compl. ¶ 148.
43.	Donziger	Beltman	November 17, 2007	Email	Manufacture false evidence and col-lude with court-appointed expert.	Donziger responded to Beltman’s ex-planation of “avoided costs” and unjust enrichment issues, directing him to not “say or even suggest anything that backs away from the [unjust enrich-ment] figures” in the plaintiffs’ sub-mission. Am. Compl. ¶ 148.
44.	Kohn, Swift & Graf, P.C.	Selva Viva	December 17, 2007	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$50,000.00. Am. Compl. ¶¶ 31, 185, 328.

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45.	Fajardo	Donziger, Yanza	January 2, 2008	Email	Manufacture false evidence and collude with court-appointed expert; defraud Chevron; manipulate and collude with Ecuadorian judicial system.	Fajardo emailed a list of “necessary tasks” for 2008, including to “knock out” Chevron but to first “cash the juicy checks,” to “stir up the cases” in the Supreme Court of Justice and Prosecutor’s Office by “tak[ing] advantage of the new Prosecutor,” to “watch over” the Havoc case, “[c]oordinate with the President of the Republic for defense on the accusation of denial of justice,” “watch over the process of naming new Superior Court Justices,” “[c]omplete all preparation work for the inspection we need to conduct,” including “Annexes: genocide, health . . .,” to “Prepare the legal scenario for the defense of the expert report,” “[w]rite the answer to the expert report,” “[c]oordinate with the Communications team on the scheduled announcement of the expert report results,” and to “exert the maximum possible pressure, so that the judge or the Court, so that the case, does not become paralyzed.” Am. Compl. ¶ 60.
46.	Kohn, Swift & Graf, P.C.	Selva Viva	January 17, 2008	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$50,000.00. Am. Compl. ¶¶ 31, 185, 328.

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47.	Luis Miguel Garcia Aragón	Beltman	January 22, 2008	Email	Manufacture false evidence, and collude with court-appointed expert.	Cabrera team member Aragón sent an email to Beltman “reestablishing communication” and stating “we’re moving forward with our model thanks to your help.” Am. Compl. ¶ 154.
48.	Aragón	Beltman, Maest	January 23, 2008	Email	Manufacture false evidence, and collude with court-appointed expert.	Email exchange between Beltman, Maest and Cabrera team member Aragón discussing “incorporating uncertainty into the calculus” and asking whether it was ok to use the U.S. treasury rate for discounting restoration costs. Am. Compl. ¶ 154.
49.	Yanza	Donziger	January 29, 2008	Email	Facilitate transfer of funds for fraudulent scheme; manufacture false evidence and collude with court-appointed expert.	Yanza asks Donziger to “[b]efore you travel please confirm that our friend JK makes the deposit in the other account. I already sent him the bank information.” He also reports that “[t]he expert did not appear to answer questions before the court” and that the judge therefore cancelled the hearing, but that “he’ll certainly set another date” and “[w]e’re on top of this issue.” Am. Compl. ¶¶ 29, 185, 328-29.
50.	Beltman	Donziger, Maest, Fajardo	February 8, 2008	Email	Manufacture false evidence, and collude with court-appointed expert.	Beltman sent an email to Donziger, et al. attaching a draft outline of proposed annexes to the Cabrera Report. Am. Compl. ¶ 147.
51.	Kohn, Swift & Graf, P.C.	Selva Viva	February 11, 2008	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$20,000.00. Am. Compl. ¶¶ 31, 185, 328.

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52.	Beltman	"Stratus Science Group," David Chapman	February 22, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to other Stratus consultants seeking to motivate the Stratus team as they must "write, over the next 2 to 3 weeks, probably the single most important technical document for the case [which] will pull together all of the work over the last 15 or so years on the case and make recommendations for the court to consider in making its judgment" while knowing that the technical document was the Cabrera Report itself. Am. Compl. ¶ 149.
53.	Beltman	Maest	February 26, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to Stratus team, including Maest, regarding schedule for completion of work on the Cabrera Report, and attaching an outline of the report listing true authors of each portion and who the portions would be attributed to (generally Cabrera). Am. Compl. ¶ 147.
54.	Beltman	Donziger	February 27, 2008	Email	Manufacture false evidence and include with court-appointed expert.	Beltman sent an email to Donziger stating "[a]ttached is my rough start of the Peritaje Global report," and asks whether it is "on track in terms of tone, language level, and content?" Am. Compl. ¶ 150.

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55.	Donziger	Beltman	February 27, 2008	Email	Manufacture false evidence and include with court-appointed expert.	Donziger responded to Beltman's email attaching "rough start of the Peritaje Global report" saying "I think it's working. Keep going." Am. Compl. ¶ 150.
56.	Beltman	Maest	February 29, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to Maest and another Stratus consultant listing annexes to cut from the final report in order to have it complete in time "given the turnaround time for translation and review." Am. Compl. ¶ 147.
57.	Beltman	Michael Carney	March 1, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to another Stratus consultant with comments concerning drafting of an ecorisk annex and considerations surrounding translations. He notes that it will be translated in Spanish and that the "main audience for this is the judge." Am. Compl. ¶ 147.
58.	Kohn, Swift & Graf, P.C.	Selva Viva	March 5, 2008	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$40,000.00. Am. Compl. ¶¶ 31, 185, 328.
59.	Beltman	Brian Lazar	March 5, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to another Stratus consultant discussing edits to an annex concerning soil clean up costs. Am. Compl. ¶ 147.



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60.	Beltman	Translating Spanish, Inc.	March 7, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to Translating Spanish, Inc. concerning translation of attached “ecosystem value” annex from English to Spanish, and discussing progress of translation of other annexes such as “Environmental standards, Pit (plus) cleanup costs, [and] value of human life losses.” Am. Compl. ¶ 152.
61.	Beltman	Translating Spanish, Inc.	March 7, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to Translating Spanish, Inc. concerning translation of attached annexes concerning environmental standards and soil remediation. Am. Compl. ¶ 152.
62.	Beltman	Maest	March 10, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to Maest and other Stratus consultants concerning review, analysis, and translation of annexes to Cabrera Report including “environmental standards, eco impacts from contamination, pit cleanup costs, value of human life losses, habitat losses, [and] TexPet remediation.” Am. Compl. ¶ 147.
63.	Beltman	Maest	March 10, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to Maest asking for help with drafting the main Cabrera Report “now that the annexes [were] out of the way.” Am. Compl. ¶ 150.

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64.	Beltman	Donziger	March 10, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to Donziger discussing status of translations of annexes, asking Donziger to make any changes in redline, and stating that with the annexes mostly out of the way, he would now “get back to the [Cabrera] report.” Am. Compl. ¶ 150.
65.	Beltman	Donziger	March 11, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to Donziger attaching an outline of the Cabrera report which included a listing of who would write each section of the report, and who each section would be attributed to, which was not the actual authors. Am. Compl. ¶ 153.
66.	Maest	Beltman	March 11, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Maest sent an email to Beltman stating she could help Beltman draft the main Cabrera Report. Am. Compl. ¶ 147.
67.	Translating Spanish, Inc.	Beltman	March 11, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	“Translating Spanish, Inc.” sent an email to Beltman attaching a translated VSL annex. Am. Compl. ¶ 152.

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68.	Beltman	Translating Spanish, Inc.	March 12, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to Translating Spanish, Inc. attaching “the main report,” written in English, and stating it was a high priority to be translated into Spanish because it needed to be filed soon with the court in Ecuador. The attached report stated that it was written by Richard Cabrera, although it was actually prepared by Beltman and other Stratus consultants. Am. Compl. ¶ 152.
69.	Beltman	Donziger	March 13, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to Donziger listing what he had sent so far including the “main report” and “annexes.” He notes that the main report still needs to be translated, and “a native Spanish speaker” will need to read the translations “to make sure they make sense.” Am. Compl. ¶ 147.
70.	Enlaso Enterprise Language Solutions	Stratus	March 13, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Enlaso Enterprise Language Solutions sent an email to Stratus regarding an estimate for translation services for annexes to the Cabrera Report. Am. Compl. ¶ 152.

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71.	Beltman	Stratus	March 18, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to other Stratus consultants regarding the “unjust enrichment annex” and attaching copies in Spanish and English. He asks the consultants to fill in the tables in both versions and send back to him as soon as possible. Am. Compl. ¶ 147.
72.	Amazon Watch, Donziger	Chairman of the United States Securities and Exchange Commission	March 18, 2008	Mail	Threaten Chevron with economic harm through government investigations based on fraudulent, manufactured evidence.	Amazon Watch sent a letter to the SEC seeking investigation and sanction of Chevron for alleged failure to comply with securities regulations, emphasizing the forthcoming Cabrera Report, and the independence of its purported author, “an independent special master” that had prepared his report “mak[ing] use of all evidence collected” with “a large team of technical experts under [his] supervision.” Am. Compl. ¶ 240.
73.	Beltman	William Powers	March 20, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to Powers asking for “the status of the report” and noting that “we need to submit everything to the court on Monday (!!!)” Am. Compl. ¶ 147.
74.	Maest	Beltman	March 20, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Maest sent an email to Beltman, attaching annex regarding soil remediation with her comments. Am. Compl. ¶ 147.

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75.	Beltman	Lazar	March 21, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to another Stratus consultant concerning an annex regarding soil remediation. Am. Compl. ¶ 147.
76.	Powers	Beltman	March 22, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Powers drafted Annex S to the Cabrera Report and emailed it to Beltman for incorporation into the report. Am. Compl. ¶ 147.
77.	Beltman	Donziger	March 23, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to Donziger regarding whether Fajardo and Yanza received Powers' report. He notes that they need to format it and take Powers name off, "but they can figure that out." Am. Compl. ¶ 153.
78.	Beltman	Chapman	March 24, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Beltman sent an email to other Stratus consultants discussing the validity of survey collected data used for the Cabrera Report. Am. Compl. ¶ 147.
79.	Jennifer Peers	Fajardo	March 27, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	A Stratus consultant, Peers, sent an email to Fajardo regarding updated language for annex regarding ecological impacts of contamination. Am. Compl. ¶ 147.
80.	Fajardo	Peers	March 27, 2008	Email	Manufacture false evidence, and include with court-appointed expert.	Fajardo responded to Peers' email regarding updated language, stating that it was too late to make changes. Am. Compl. ¶ 147.

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81.	Amazon Watch, Amazon Defense Front, Fajardo	n/a	April 3, 2008	Wire (Press release)	Falsely promote Cabrera Report as independent and/or neutral.	In a press release issued by Amazon Watch and the Front, Fajardo made knowingly false statements about Cabrera's independence. He stated, "Chevron's claim that Professor Cabrera is cooperating with the plaintiffs is completely false," and that "Chevron is frightened by Cabrera precisely because he is an independent and credible expert." Am. Compl. ¶ 230.
82.	Kohn, Swift & Graf, P.C.	Selva Viva	April 11, 2008	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$70,000.00. Am. Compl. ¶¶ 31, 185, 328.
83.	Yanza and Fajardo	United States Trade Representative Susan Schwab	April 29, 2008	Mail	Falsely promote Cabrera Report as independent and/or neutral.	Yanza and Fajardo sent a letter to a United States Trade Representative misstating that Cabrera was "an independent court-appointed special master" and misstating that "the bulk of the evidence relied on [by Cabrera] was provided by Chevron itself via its own sampling evidence." Am. Compl. ¶ 242.
84.	Kohn, Swift & Graf, P.C.	Selva Viva	May 5, 2008	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$35,000.00. Am. Compl. ¶¶ 31, 185, 328.

	From	To	Date	Format	Purpose	Description and Complaint Reference
85.	Beltman	Donziger	May 14, 2008	Email	Prevent disclosure of fraudulent scheme.	Beltman sent an email to Donziger stating that "Karen [Hinton] wants to give the Clapp report to a reporter, but we can't do that since it's an Annex. I'll tell her not to because I'm not sure of the report pedigree, but we need to be careful about this." Am. Compl. ¶ 158.
86.	Beltman	Karen Hinton	May 14, 2008	Email	Prevent disclosure of fraudulent scheme.	Beltman sent an email to Hinton explaining that she could not give out copies of a report by Clapp to reporters, falsely claiming he was "not sure of its pedigree" and failing to disclose that the true reason was that the report was used as an annex to the Cabrera Report. Am. Compl. ¶ 158.
87.	Amazon Watch, The Front	n/a	May 21, 2008	Wire (Press release)	Falsely promote Cabrera Report as independent and/or neutral.	Amazon Watch and the Front authored a press release falsely stating that Cabrera was independent and misleadingly omitting the RICO Defendants' and their co-conspirators' role in writing his report: "A recent court-ordered report, written by an independent expert, has proposed that Chevron pay a minimum of \$7 billion and up to \$16 billion to compensate for environmental contamination." Am. Compl. ¶ 214.
88.	Kohn, Swift & Graf, P.C.	Selva Viva	June 9, 2008	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$30,000.00. Am. Compl. ¶¶ 31, 185, 328.

	<b>From</b>	<b>To</b>	<b>Date</b>	<b>Format</b>	<b>Purpose</b>	<b>Description and Complaint Reference</b>
89.	David Mills, Beltman, Chapman	Steve Hampton, California Department of Fish and Game, Office of Spill Prevention and Response	June 12, 2008	Email	Falsely promote Cabrera Report as independent and/or neutral.	A Stratus consultant sent an email on behalf of himself, Beltman, Chapman, and others at Stratus, asking Hampton to consider reviewing and endorsing the Cabrera Report. The email fails to disclose Stratus and the other the RICO Defendants' and their co-conspirators' role in ghostwriting the report. Am. Compl. ¶ 181.
90.	Beltman	Amazon Watch	June 26, 2008	Email	Falsely promote Cabrera Report as independent and/or neutral.	Beltman sent an email to Amazon Watch stating that Stratus was working on assembling a team of "well-credentialed experts" to review Cabrera's report and provide support to be shared with the Lago Agrio court and the media. Am. Compl. ¶ 176.
91.	Donziger	Fajardo, Yanza	June 26, 2008	Email	Execute scheme to extort and defraud Chevron.	Donziger sent an email urging people to "think again and think outside the box of the law if necessary. Think politics, law, or a combination . . . . If the law is in the way, then tell me how to change the law. If an executive order can help, then tell me how. If the new Constitution can help, tell me how." Am. Compl. ¶ 147.
92.	Kohn, Swift & Graf, P.C.	Selva Viva	July 2, 2008	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$30,000.00. Am. Compl. ¶¶ 31, 185, 328.



	From	To	Date	Format	Purpose	Description and Complaint Reference
93.	Kohn	Beltman	July 7, 2008	Email	Manufacture false evidence, collude with court-appointed expert, and falsely promote Cabrera Report as independent and/or neutral.	Kohn sent an email to Beltman approving Stratus upcoming work which included executing peer reviews of the Cabrera Report, working on comments on the Cabrera Report, and working on Cabrera response due in November. Am. Compl. ¶ 147.
94.	Beltman	Lazar	July 28, 2008	Email	Manufacture false evidence, collude with court-appointed expert, and falsely promote Cabrera Report as independent and/or neutral.	Beltman sent an email to another Stratus consultant asking for help editing Stratus's original English versions of annexes to the Cabrera report so that they appear to be translations of the Spanish version of the Cabrera report. Am. Compl. ¶ 152.
95.	Beltman	Donziger	July 29, 2008	Email	Falsely promote Cabrera Report as independent and/or neutral.	Beltman sent an email to Donziger detailing Stratus's attempts to obtain endorsements for the Cabrera Report, stating they were having difficulty finding academics who were willing to endorse the Cabrera Report, and suggesting they should turn to consultants and/or their internal team for endorsements instead. Am. Compl. ¶ 183.

	<b>From</b>	<b>To</b>	<b>Date</b>	<b>Format</b>	<b>Purpose</b>	<b>Description and Complaint Reference</b>
96.	Fajardo	Maest, Beltman	July 31, 2008	Email	Manufacture false evidence, and collude with court-appointed expert.	Fajardo sent an email to Maest and Beltman asking about the progress of comments, which they had agreed to draft by the end of July according to the plan they set out during their meeting in Boulder in June. Am. Compl. ¶ 147.
97.	Beltman	Maest	August 1, 2008	Email	Manufacture false evidence, and collude with court-appointed expert.	Beltman sent Maest and other Stratus consultants an email detailing “what [they] need[ed] to do for the comments on the Cabrera report.” Am. Compl. ¶ 167.
98.	Kohn	Beltman, Donziger	August 5, 2008	Emails	Manufacture false evidence and collude with court-appointed expert.	In emails exchanged between Kohn, Donziger, and Beltman, Kohn instructed Beltman to conduct analysis “of the type in your section 2 of cleanup to 1,000 ppm instead of 100” because apparently “Cabrera exclusively uses 1000.” Am. Compl. ¶ 147.
99.	Kohn, Swift & Graf, P.C.	Selva Viva	August 11, 2008	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$38,000.00. Am. Compl. ¶¶ 31, 185, 328.
100.	Kohn, Swift & Graf, P.C.	Selva Viva	September 11, 2008	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$28,000.00. Am. Compl. ¶¶ 31, 185, 328.
101.	Kohn, Swift & Graf, P.C.	Selva Viva	October 3, 2008	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$32,000.00. Am. Compl. ¶¶ 31, 185, 328.

	From	To	Date	Format	Purpose	Description and Complaint Reference
102.	Beltman	Donziger	October 6, 2008	Email	Manufacture false evidence, and col-lude with court-appointed expert.	Beltman sent an email to Donziger listing current work including revising and reevaluating portions of the Cabrera Report, and working with Donziger on how to prepare responses to Chevron's comments on the report. Am. Compl. ¶ 167.
103.	Beltman	Peers	October 27, 2008	Email	Manufacture false evidence, and col-lude with court-appointed expert.	Beltman and Stratus consultant Jennifer Peers exchanged emails regarding work of U.S. consultant 3TM in which Peers noted that they needed to revise 3TM's work to "clean up the language so it [would] sound[] more like [Cabrera] and less like a comment." Am. Compl. ¶ 167.
104.	Beltman	Stratus	October 29, 2008	Email	Manufacture false evidence, and col-lude with court-appointed expert.	Beltman sent an email to another Stratus consultant noting his desire that work performed by U.S. consultant 3TM "be in a form that someone in Ecuador could have written." Am. Compl. ¶ 167.
105.	Maest	Powers	October 31, 2008	Email	Manufacture false evidence, and col-lude with court-appointed expert.	Maest sent an email to Powers asking him to respond to questions to the Cabrera Report posed by the Lago Agrio Plaintiffs. Am. Compl. ¶ 168.

	<b>From</b>	<b>To</b>	<b>Date</b>	<b>Format</b>	<b>Purpose</b>	<b>Description and Complaint Reference</b>
106.	Powers	Maest	November 4, 2008	Email	Manufacture false evidence, and collude with court-appointed expert.	Powers drafted answers to the questions posed in response to the Cabrera Report and sent them to Maest. The answers were later filed with the Lago Agrio court as Cabrera's answers to questions posed by the Lago Agrio Plaintiffs. Am. Compl. ¶ 168.
107.	Donziger	Beltman	November 4, 2008	Email	Prevent disclosure of fraudulent scheme.	Donziger sent an email to Beltman regarding the need to prevent expert Richard Clapp from "go[ing] off the reservation" and "talk[ing] to the congressman in a way that damns the Cabrera report with faint praise if you know what I mean." Am. Compl. ¶ 158.
108.	Beltman	Donziger	November 6, 2008	Email	Prevent disclosure of fraudulent scheme.	Beltman sent an email to Donziger stating they should not distribute copies of either of two reports written by Clapp because one of them would "probably appear in the expert's response to comments. I don't think we should hand out either one as Clapp's, thereby distributing proof." Am. Compl. ¶ 169.
109.	Kohn, Swift & Graf, P.C.	Selva Viva	November 14, 2008	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$40,000.00. Am. Compl. ¶¶ 31, 185, 328.

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110.	Beltman	Donziger	November 18, 2008	Email	Prevent disclosure of fraudulent scheme.	Beltman sent an email to Donziger stating they must limit distribution of a 5-page report written by Clapp regarding his Ecuador trip. Beltman states the report "CANNOT go into the Congressional Record as being authored by him." Am. Compl. ¶ 158.
111.	Amazon Watch, The Front	n/a	December 1, 2008	Wire (Press release)	Falsely promote Cabrera Report as independent and/or neutral.	Amazon Watch and the Front distributed a press release about the Stratus review of the Cabrera Report, entitled, "Chevron's \$27 Billion Liability in Ecuador's Amazon Confirmed by Team of Independent Scientists." The press release stated that Cabrera was independent and that his report had been confirmed by a "team of independent scientists" and failed to disclose the relationship between Stratus and Cabrera. Am. Compl. ¶ 233.
112.	Stratus, Beltman, Maest	n/a	December 1, 2008	Email/Mail/Internet	Falsely promote Cabrera Report as independent and/or neutral.	Stratus released a fifteen page document, signed by Beltman, Maest, and other Stratus consultants, distributed by physical and electronic mail and posted online, "analyzing" and defending Cabrera's report as the work of a court appointed neutral expert, and failing to disclose that Stratus and the other RICO Defendants and their co-conspirators actually drafted the report. Am. Compl. ¶ 177.

	<b>From</b>	<b>To</b>	<b>Date</b>	<b>Format</b>	<b>Purpose</b>	<b>Description and Complaint Reference</b>
113.	Amazon Watch	Beltman	December 1, 2008	Email	Threaten Chevron with economic harm through campaign of public pressure based on false and misleading statements.	Email exchange with the subject line “2009 Shareholder Resolution – Urgent Update” regarding proposed shareholder resolution providing that a “court-appointed expert in the Ecuadorian litigation has recommended that Chevron be held liable for up to \$27.3 billion in damages,” but failing to disclose that Stratus and the other RICO Defendants and their co-conspirators actually drafted the expert’s report finding Chevron liable. Am. Compl. ¶ 254.
114.	Kohn, Swift & Graf, P.C.	Selva Viva	December 18, 2008	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$30,000.00. Am. Compl. ¶¶ 31, 185, 328.
115.	Beltman	Cindy Buhl, Office of United States Congressman Jim McGovern	December 19, 2008	Email	Falsely promote Cabrera Report as independent and/or neutral and threaten Chevron with economic harm through campaign of public pressure based on false and misleading statements.	Beltman provided United States Congressman Jim McGovern’s office “some talking points” for an interview with the Los Angeles Times, falsely telling the Congressman’s staff that “[t]he Court Expert reviewed available scientific data and concluded that people in the area suffer from many illnesses caused by the contamination, including cancer.” Am. Compl. ¶ 244.

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116.	Fajardo	Berlinger	January 22, 2009	Email	Falsely promote Cabrera Report as independent and/or neutral and prevent disclosure of fraudulent scheme.	Fajardo sent an email to Bonfiglio and Berlinger reiterating the need to delete the images they had discussed from the Crude documentary, noting the issue was "so serious that we can lose everything." Am. Compl. ¶ 226.
117.	Beltman	Cindy Buhl, Office of United States Congressman Jim McGovern	January 31, 2009	Email	Falsely promote Cabrera Report as independent and/or neutral.	Beltman forwarded Cabrera's reports, stating "[t]he Court Expert's March 2008 report summary is attached," and that "[a]lso attached is the November 2008 response to the [Lago Agrio] Plaintiff's questions that was written by the Court Expert." Beltman failed to disclose that he and the Lago Agrio Plaintiffs' other U.S. consultants ghostwrote the report as well as the response. Am. Compl. ¶ 244.
118.	Kohn, Swift & Graf, P.C.	Selva Viva	February 4, 2009	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$30,000.00. Am. Compl. ¶¶ 31, 185, 328.

	From	To	Date	Format	Purpose	Description and Complaint Reference
119.	Amazon Watch, The Front, Fajardo	n/a	February 13, 2009	Wire (Press Release)	Falsely promote Cabrera Report as independent and/or neutral.	Amazon Watch and the Front issued a press release in which Fajardo made knowingly false statements about Cabrera's independence, stating that the comments made by Chevron General Counsel Charles James "alleging without proof that an independent court expert was cooperating with the plaintiffs were 'false and defamatory' and could expose Chevron shareholders to additional liability." Am. Compl. ¶ 249.
120.	Kohn, Swift & Graf, P.C.	Selva Viva	March 9, 2009	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$30,000.00. Am. Compl. ¶¶ 31, 185, 328.
121.	Beltman	Donziger	March 18, 2009	Email	Falsely promote Cabrera Report as independent and/or neutral.	Beltman sent Donziger an email containing draft language denying that the Lago Agrio Plaintiffs were in collusion with Cabrera and claiming that "Cabrera's November response to the plaintiffs is clearly his own." However, Beltman knew that he and the Lago Agrio Plaintiffs' other U.S. consultants had drafted the response. Am. Compl. ¶ 234.



	<b>From</b>	<b>To</b>	<b>Date</b>	<b>Format</b>	<b>Purpose</b>	<b>Description and Complaint Reference</b>
122.	Ali Pflaum	Emma Vaughn	April 6, 2009	Email	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	At the request of the RICO defendants, who were attempting to cover up Carlos Beristain's presence in some Crude footage, Pflaum sent an email to Emma Vaughn at CNN, asking her to "NOT include any footage from Trudie's visit to the Cofan community that features a man in a white t-shirt." Am. Compl. ¶ 227.
123.	Kohn, Swift & Graf, P.C.	Selva Viva	April 21, 2009	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$10,000.00. Am. Compl. ¶¶ 31, 185, 328.
124.	Kohn, Swift & Graf, P.C.	Selva Viva	May 7, 2009	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$20,000.00. Am. Compl. ¶¶ 31, 185, 328.
125.	Amazon Watch, Donziger	Chevron Shareholders	May 25, 2009	Mail	Threaten Chevron with economic harm through campaign of public pressure based on false and misleading statements.	Amazon Watch sent a letter to Chevron shareholders asserting Chevron had made "false, misleading, or incomplete filings with the SEC," quoting two analysts stating the litigation was hurting Chevron's stock price, and relying on the "independent court damages assessment" without disclosing that the RICO Defendants and their co-conspirators had written that "assessment." Am. Compl. ¶ 250.
126.	Kohn, Swift & Graf, P.C.	Selva Viva	May 28, 2009	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$22,000.00. Am. Compl. ¶¶ 31, 185, 328.

	From	To	Date	Format	Purpose	Description and Complaint Reference
127.	Beltman	Representative of Brazil's Aggue Magalhães (Haggai Magellan) Research Center	June 26, 2009	Email	Falsely promote Cabrera Report as independent and/or neutral.	Beltman sent an email to the Center seeking an endorsement of the Cabrera Report, providing a copy of the report and Stratus's analysis of it, and recommending the Center sign an evaluation that Stratus drafted. Stratus failed to disclose its own consultants ghostwrote the report. Am. Compl. ¶ 182.
128.	Kohn, Swift & Graf, P.C.	Selva Viva	June 29, 2009	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$20,000.00. Am. Compl. ¶¶ 31, 185, 328.
129.	Kohn, Swift & Graf, P.C.	Selva Viva	July 16, 2009	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$70,000.00. Am. Compl. ¶¶ 31, 185, 328.
130.	Kohn, Swift & Graf, P.C.	Selva Viva	August 26, 2009	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$20,000.00. Am. Compl. ¶¶ 31, 185, 328.
131.	Andrew Wilson	Donziger, Beltman	August 29, 2009	Email	Manipulate and collude with Ecuadorian judicial system.	Wilson sent an email to Donziger, and Beltman, attaching transcripts from two meetings with Judge Nuñez, noting one transcript "seems to show Nuñez was aware that his actions were helping further something that was improper to be part of as a judge." Am. Compl. ¶ 91.

	From	To	Date	Format	Purpose	Description and Complaint Reference
132.	Yanza	Donziger	September 17, 2007	Email	Fund extortionate scheme to defraud Chevron.	Yanza sent an email to Donziger with the subject line "transfer" and containing details for a bank account for the Frente in Lago Agrio. Yanza notes, "I hope you make a deposit right away because I offered to give the Wao [Cabrera] another advance tomorrow and I don't want to look bad." Am. Compl. ¶¶ 29, 185, 328-29.
133.	Kohn, Swift & Graf, P.C.	Selva Viva	September 23, 2009	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$20,000.00. Am. Compl. ¶¶ 31, 185, 328.
134.	Donziger	Beltman	September 30, 2009	Email	Execute extortionate scheme by colluding with the Government of Ecuador.	Donziger sent an email to Beltman noting he was meeting with the Republic of Ecuador's attorneys in DC and needed Beltman to provide scientific analysis. Am. Compl. ¶ 82.
135.	Beltman	Donziger	September 30, 2009	Email	Execute extortionate scheme by colluding with the Government of Ecuador.	Beltman agreed to be available for a call to discuss scientific evidence to be provided to the Republic of Ecuador's attorneys. Am. Compl. ¶ 82.
136.	Kohn, Swift & Graf, P.C.	Selva Viva	October 20, 2009	Payment via Wire Transfer	Fund extortionate scheme to defraud Chevron.	Disbursement of \$27,000.00. Am. Compl. ¶¶ 31, 185, 328.

	<b>From</b>	<b>To</b>	<b>Date</b>	<b>Format</b>	<b>Purpose</b>	<b>Description and Complaint Reference</b>
137.	Amazon Watch, Donziger	Chevron Chief Executive Officer John Watson	December 17, 2009	Mail	Threaten Chevron with economic harm through campaign of public pressure based on false and misleading statements.	Amazon Watch sent a letter to Chevron's then Chief Executive Officer citing the fraudulent damages assessment from the Cabrera Report and threatening "until Chevron takes meaningful steps to resolve this case, it will continue to play out in the courts of Ecuador, as well as the global court of opinion" and warning "we don't make these suggestions lightly or symbolically." Am. Compl. ¶ 222.
138.	RICO Defendants, Donziger	United States District Court, Southern District of New York	January 14, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Complaint caused to be filed by the RICO Defendants and their co-conspirators on behalf of the Lago Agrio Plaintiffs in a U.S. court made false and misleading statements about Cabrera's independence with the intent of securing a court order compelling Chevron to stay the treaty arbitration. Am. Compl. ¶ 308.
139.	Donziger	Calmbacher	March 2010	Telephone	Prevent disclosure of fraudulent scheme.	Donziger telephoned Calmbacher in an attempt to prevent him from exposing the truth about the falsified reports filed in his name by the RICO Defendants and their co-conspirators. Am. Compl. ¶ 315.

	From	To	Date	Format	Purpose	Description and Complaint Reference
140.	Julio Prieto	Donziger, Yanza, Fajardo	March 30, 2010	Email	Prevent disclosure of fraudulent scheme.	Prieto sent an email to Donziger, Yanza, and Fajardo noting that “the effects” of disclosure were “potentially devastating in Ecuador (apart from destroying the proceeding, all of us, your attorneys, might go to jail).” Am. Compl. ¶ 270.
141.	RICO Defendants, Donziger	United States District Court, Southern District of New York	April 23, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Filing in U.S. court by the RICO Defendants and their co-conspirators making false and misleading statements regarding the relevance of <i>Crude</i> footage with the intent of deceiving the court. The RICO Defendants and their co-conspirators asserted the footage had “no relevance to anything” but the subsequently obtained footage showed evidence of the RICO Defendants’ and their co-conspirators’ collusion and scheme to defraud Chevron. Am. Compl. ¶ 305.

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142.	Andrew Wilson	Donziger	April 23, 2010	Email	Prevent disclosure of fraudulent scheme.	Wilson sent an email regarding “next steps,” and, regarding the Chapman deposition, stated that “Chapman did an excellent job of not remembering anything – but Chevron will be able to do a side-by-side comparisons [ <i>sic</i> ] of Stratus work product and his report to a judge that will smell bad . . . we need a way to explain how he got access to our docs. Because it seems that he did incorporate Stratus work product and the longer we do not let the real story come out the worse it will be when it does.” Am. Compl. ¶ 274.
143.	Donziger	Wilson	April 23, 2010	Email	Prevent disclosure of fraudulent scheme.	Donziger responded to April 23, 2010 Wilson email re “explaining” collusion with expert, saying “We need a face to face asap. When is beltman depo?” Am. Compl. ¶ 274.
144.	Wilson	Donziger	May 4, 2010	Email	Prevent disclosure of fraudulent scheme.	Wilson wrote in email exchange that “[t]he more we emphasize [ <i>sic</i> ] [Cabrera’s] neutrality the less sense it makes that we were talking to him outside of school.” Am. Compl. ¶ 278.

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145.	Jay Horowitz	Donziger	May 5, 2010	Email	Prevent disclosure of fraudulent scheme.	Co-conspirator Horowitz sent an email to co-conspirator Westenberger and Donziger, discussing strategies for preventing discovery and noting that arguing Cabrera "considered" Stratus's work would be "way too much of a stretch" given that substantial portions of the Cabrera report were written by Stratus consultants. Am. Compl. ¶ 278.
146.	RICO Defendants, Stratus, Donziger	United States District Court, District of Colorado	May 5, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Filing in U.S. court by the RICO Defendants and their co-conspirators making false and misleading statements regarding Cabrera's independence with the intent of deceiving the court. In a Motion for Protective Order, the RICO Defendants and their co-conspirators misrepresented that Cabrera was independent. Am. Compl. ¶ 273.
147.	Fajardo, RICO Defendants	United States District Court, District of Colorado	May 5, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Declaration of Fajardo filed in a U.S. court making false and misleading statements about Cabrera's independence with the intent of deceiving the court. Fajardo falsely claimed Cabrera's work was independent, and grossly misstated the level of disclosure provided to Chevron and the court regarding the RICO Defendants' and their co-conspirators' work with Cabrera. Am. Compl. ¶ 287.

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148.	RICO Defendants, Donziger	United States District Court, Southern District of Texas	May 7, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Filing in U.S. court by the RICO Defendants and their co-conspirators making false and misleading statements regarding Cabrera's independence with the intent of deceiving the court. The RICO Defendants and their co-conspirators misrepresented that Cabrera was independent. Am. Compl. ¶ 273.
149.	Fajardo; RICO Defendants	United States District Court, Southern District of Texas	May 7, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Declaration of Fajardo filed in a U.S. Court making false and misleading claims regarding Cabrera's independence with intent of deceiving the court. Fajardo falsely claimed Cabrera's work was independent, and grossly misstated the level of disclosure provided to Chevron and the court regarding the RICO Defendants' and their co-conspirators' work with Cabrera. Am. Compl. ¶ 287.
150.	Jonathan Abady	Donziger	May 16, 2010	Email	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Abady, responding to Maazel's email expressing concern about Stratus' relationship with Cabrera, acknowledged that one problem they had was "Cabrera's wholesale adoption of Stratus' work product w/o attribution," but despite that he still thought there was a basis for asserting that "all aspects of our relationship w Cabrera were ok." Am. Compl. ¶ 278.



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151.	Horowitz	Donziger	May 16, 2010	Email	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	In an email chain among RJCO co-conspirators regarding representations regarding the Lago Agrio Plaintiffs' relationship with Cabrera in a planned court filing, Horowitz concluded that "it appears not only that Cabrera and plaintiffs can be charged with a 'fraud'" due to Cabrera's report, "but that Stratus was an active conspirator." Am. Compl. ¶ 284.
152.	RICO Defendants, Stratus, Donziger	United States District Court, District of Colorado	May 17, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Filing in U.S. court by the RJCO Defendants and their co-conspirators making false and misleading statements regarding Cabrera's independence with the intent of deceiving the court. The RJCO Defendants and their co-conspirators claimed Cabrera's statements that he was independent occurred before a Lago Agrio court order authorizing submissions from the parties. However, the RJCO Defendants and their co-conspirators maintained an ongoing relationship with Cabrera for nearly a year prior to that order. Am. Compl. ¶ 288-89.

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153.	Fajardo	n/a	May 24, 2010	Wire (Press Release)	Falsely promote Cabrera Report as independent and/or neutral.	When asked about the involvement of Stratus, Fajardo told the media, "They are our technical advisers in the United States, and they have worked with us for some years, but they have never interfered in the trial." Am. Compl. ¶ 235.
154.	Maazel	Donziger	May 27, 2010	Email	Prevent disclosure of fraudulent scheme.	Co-conspirator Maazel sent an email to Donziger discussing strategies to avoid the "Stratus/Cabrera revelation" from coming out in court in Colorado. Am. Compl. ¶ 271.
155.	Westenberger	Donziger	May 27, 2010	Email	Prevent disclosure of fraudulent scheme.	Co-conspirator Westenberger, in discussing strategies for limiting discovery of the Cabrera fraud via email, wrote "What about the following? Appeal; move for stay; if we win with kane great; if we lose, we produce whatever we want (narrow read); gd complains and then we move for clarification. If we lose again, we think about another appeal." Am. Compl. ¶ 300.

	From	To	Date	Format	Purpose	Description and Complaint Reference
156.	Donziger	Wilson	May 27, 2010	Email	Prevent disclosure of fraudulent scheme.	Donziger sent an email to Wilson stating, "I think we should appeal on the theory that we gain a greater advantage by fighting them on everything, and tying them up, than in conceding anything even if we expect to ultimately lose that one thing down the road." Am. Compl. ¶ 300.
157.	Fajardo, RICO Defendants	United States District Court, District of New Jersey	June 7, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Declaration of Fajardo filed in U.S. Court making false and misleading claims regarding Cabrera's independence with intent of deceiving the court. Fajardo falsely claimed Cabrera's work was independent, and grossly misstated the level of disclosure provided to Chevron and the court regarding the RICO Defendants' and their co-conspirators' work with Cabrera. Am. Compl. ¶ 287.
158.	RICO Defendants, Donziger	United States District Court, District of New Jersey	June 7, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Filing in U.S. court by the RICO Defendants and their co-conspirators making false and misleading statements regarding Cabrera's independence with the intent of deceiving the court. The RICO Defendants and their co-conspirators misrepresented that Cabrera was independent. Am. Compl. ¶ 273.

	From	To	Date	Format	Purpose	Description and Complaint Reference
159.	Amazon Watch, The Front	n/a	June 8, 2010	Wire (Press release)	Falsely promote Cabrera Report as independent and/or neutral.	In a press release, the RICO Defendants and their co-conspirators claimed the \$27 billion figure in the Cabrera Report was “starting to look like a glaring underestimate compared to the astronomical damages facing BP in the gulf oil spill, according to an analysis in <i>The New York Times</i> published today.” Am. Compl. ¶ 214.
160.	Donziger	James Tyrell, Eric Westenberg, Eric Daleo	June 14, 2010	Email	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Donziger sent an email to co-conspirators at Patton Boggs discussing their plan to repackaging the fraudulent Cabrera Report. He explained: “The Ecuador team is getting nervous that there is an increasing risk that our ‘cleansing’ process is going to be outrun by the judge and we will end up with a decision based entirely on Cabrera. Absent our intervention ASAP, they believe the judge could issue autos para sentencia in about 3-4 weeks, which would in effect bar our remedy to the Cabrera problem.” Am. Compl. ¶ 191.

	From	To	Date	Format	Purpose	Description and Complaint Reference
161.	RICO Defendants, Donziger	United States Court of Appeals, Second Circuit	June 14, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Filing in U.S. court by the RICO Defendants and their co-conspirators making false and misleading statements with the intent of deceiving the court. The RICO Defendants and their co-conspirators made knowingly false statements about the content of <i>Crude</i> footage, and with knowing falsity claimed Chevron had never made the arguments regarding wrongdoing before the Ecuadorian court. Am. Compl. ¶ 304.
162.	Abady, Wilson	Donziger	June 15, 2010	Email	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Abady sent an email to Donziger and other co-conspirators suggesting they admit that they submitted findings to Cabrera which were properly adopted by Cabrera, and by failing to admit such, they looked “coy at best and silly and untrustworthy at worst.” Wilson responded wondering “whether we do better by explaining that we authored the report – rather than letting Chevron tell that story like Nancy Drew.” Am. Compl. ¶ 272.

	<b>From</b>	<b>To</b>	<b>Date</b>	<b>Format</b>	<b>Purpose</b>	<b>Description and Complaint Reference</b>
163.	RICO Defendants, Donziger	United States District Court, District of Colorado	June 21, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Filing in U.S. court by the RICO Defendants and their co-conspirators making false and misleading statements with the intent of deceiving the court. In a "Second Response to 'Update on Lago Agrio Proceeding,'" the RICO Defendants and their co-conspirators falsely claimed that any of their materials which had ultimately been included in Cabrera's report were submitted to Cabrera pursuant to a Lago Agrio court order. Am. Compl. ¶ 273.
164.	Fajardo, RICO Defendants	United States District Court, District of Colorado	June 21, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Filing in U.S. court by the RICO Defendants and their co-conspirators attaching as an exhibit a filing Fajardo submitted to the Lago Agrio court, which makes false and misleading statements regarding Cabrera's independence, with the intent of deceiving the court. Am. Compl. ¶ 273.

	<b>From</b>	<b>To</b>	<b>Date</b>	<b>Format</b>	<b>Purpose</b>	<b>Description and Complaint Reference</b>
165.	Fajardo, RICO Defendants	United States District Court, Southern District of California	June 26, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Declaration of Fajardo filed in U.S. Court making false and misleading claims regarding Cabrera's independence with intent of deceiving the court. Fajardo falsely claimed Cabrera's work was independent, and grossly misstated the level of disclosure provided to Chevron and the court regarding the RICO Defendants' and their co-conspirators' work with Cabrera. Am. Compl. ¶ 287.
166.	Donziger, RICO Defendants	United States District Court, Southern District of California	June 26, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Filing in U.S. court by the RICO Defendants and their co-conspirators making false and misleading statements regarding Cabrera's independence with the intent of deceiving the court. The RICO Defendants and their co-conspirators misrepresented that Cabrera was independent. Am. Compl. ¶ 273.

	From	To	Date	Format	Purpose	Description and Complaint Reference
167.	Donziger, RICO Defendants	United States District Court, District of Colorado	July 9, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Filing in U.S. court by the RICO Defendants and their co-conspirators making false and misleading statements regarding Cabrera's independence with the intent of deceiving the court. The RICO Defendants and their co-conspirators falsely contended Cabrera was not an expert for one party, but a court-appointed neutral, despite the facts that they met with Cabrera prior to his appointment to plan his expert report and that the RICO Defendants' U.S. team actually wrote the report. Am. Compl. ¶ 273.
168.	Donziger	Daleo	July 2, 2010	Email	Prevent disclosure of fraudulent scheme.	Daleo sent an email to Westenberger stating that "tomorrow's production to Chevron will be the leanest to date at 37 documents," and that unfortunately, they "are coming to what appears to be the end the road in terms of 'publicly available' material to produce." Daleo then notes that "[i]f you think this is unacceptably low, we can produce some documents we were trying to hold off producing that are nonprivileged but potentially damaging." Donziger responds, "excellent." Am. Compl. ¶ 271-72.



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169.	Wilson	Donziger	July 19, 2010	Email	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Donziger and RICO co-conspirators discussed what to say regarding the Lago Agrio Plaintiffs' relationship with Villao, a Cabrera team member who also worked for the Lago Agrio Plaintiffs. Wilson warned they needed to be careful because it was "not clear our relationship with Villao was disclosed." Am. Compl. ¶ 277.
170.	Donziger	Wilson	July 19, 2010	Email	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Donziger responded, "we say not concealed. Is that good enough? We could also not respond." Am. Compl. ¶ 277.
171.	Wilson	Donziger	July 19, 2010	Email	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Wilson responded to Donziger's email about Villao disclosure, noting that if Villao worked for UBR at the same time he was on Cabrera's team, it was not on his CV which "seems a bit like concealment." Wilson then recommended not making a specific comment about Villao. Am. Compl. ¶ 277.

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172.	Westenberger	Donziger	July 22, 2010	Email	Prevent disclosure of fraudulent scheme	Westenberger sent an email to Donziger pointing out problems with Fajardo's "attempt to compare what Chevron supposedly did vis a vis certain experts what allegedly happened with plaintiffs and Cabrera." Nonetheless, in multiple briefs subsequently filed in various actions, RICO Defendants argued that what they did vis-à-vis Cabrera was akin to what Chevron allegedly did vis-à-vis Barros. Am. Compl. ¶ 295.

	From	To	Date	Format	Purpose	Description and Complaint Reference
173.	RICO Defendants, Donziger	United States Court of Appeals, Third Circuit	July 30, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Filing in U.S. court by the RICO Defendants and their co-conspirators making false and misleading statements regarding Cabrera's independence with the intent of deceiving the court. The RICO Defendants and their co-conspirators claimed that Cabrera's statements that he was independent all occurred before a Lago Agrio court order authorizing submissions from the parties. However, the RICO Defendants and their co-conspirators maintained an ongoing relationship with Cabrera for nearly a year prior to that order. The RICO Defendants and their co-conspirators also argued in the filing that there was no evidence supporting Chevron's claim that Villao had any connection to Chevron, or that he had even worked for UBR when he was a member of Cabrera's disclosed team. But several months later, when this District ordered Defendant Donziger to produce his own files, they revealed that Donziger and the other RICO Defendants and their co-conspirators had had direct communications with Villao regarding his contribution to the Cabrera Report. Am. Compl. ¶ 277.

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174.	RICO Defendants, Donziger	United States Court of Appeals, Fifth Circuit	August 2, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Filing in U.S. court by the RICO Defendants and their co-conspirators making false and misleading statements regarding Cabrera's independence with the intent of deceiving the court. The RICO Defendants and their co-conspirators claimed that Cabrera's statements that he was independent all occurred before a Lago Agrio court order authorizing submissions from the parties. However, the RICO Defendants and their co-conspirators maintained an ongoing relationship with Cabrera for nearly a year prior to that order. Am. Compl. ¶ 288-89.
175.	Fajardo, RICO Defendants	United States District Court, Middle District of Tennessee	August 11, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Declaration of Fajardo filed in U.S. Court making false and misleading statements regarding Cabrera's independence with intent of deceiving the court. Fajardo falsely claimed Cabrera's work was independent, and grossly misstated the level of disclosure provided to Chevron and the court regarding the RICO Defendants' and their co-conspirators' work with Cabrera. Am. Compl. ¶ 287.

	From	To	Date	Format	Purpose	Description and Complaint Reference
176.	Adlai Small	Donziger	August 18, 2010	Email	Prevent disclosure of fraudulent scheme.	Small sent an email to Donziger discussing expert report issues, and stated, "One overarching theme to think about throughout this process is how we want the new expert to address the Cabrera report and its conclusion. While our new expert will most likely rely on some of the same data as Cabrera (and come to the same conclusions as Cabrera), do we think the expert should make specific mention of such consistencies?" Small went on to explain to Donziger that he thought they should attempt to structure the new expert reports in such a way that they might rehabilitate the tainted Cabrera report to some degree, so that someone presented with the new reports "might feel comfortable concluding that certain parts of Cabrera are a valid basis for damages. Am. Compl. ¶ 191.
177.	Abady	Donziger	August 19, 2010	Email	Prevent disclosure of fraudulent scheme.	Abady sent an email to Donziger and others noting that the Weinberg Group's purpose was to "provid[e] a submission with their name on it." Am. Compl. ¶ 192.

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178.	Fajardo, RICO Defendants	United States District Court, Western District of North Carolina	August 24, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Declaration of Fajardo filed in U.S. Court making false and misleading claims regarding Cabrera's independence with intent of deceiving the court. Fajardo falsely claimed Cabrera's work was independent, and grossly misstated the level of disclosure provided to Chevron and the court regarding the RICO Defendants' and their co-conspirators' work with Cabrera. Am. Compl. ¶ 287.
179.	Fajardo, RICO Defendants	United States District Court, District of New Mexico	August 25, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Declaration of Fajardo filed in U.S. Court making false and misleading claims regarding Cabrera's independence with intent of deceiving the court. Fajardo falsely claimed Cabrera's work was independent, and grossly misstated the level of disclosure provided to Chevron and the court regarding the RICO Defendants' and their co-conspirators' work with Cabrera. Am. Compl. ¶ 287.

	From	To	Date	Format	Purpose	Description and Complaint Reference
180.	Fajardo, RICO Defendants	United States District Court, Southern District of New York	August 28, 2010	Electronic Case Filing and Service	Prevent disclosure of fraudulent scheme and falsely promote Cabrera Report as independent and/or neutral.	Declaration of Fajardo filed in U.S. Court making false and misleading claims regarding Cabrera's independence with intent of deceiving the court. Fajardo falsely claimed Cabrera's work was independent, and grossly misstated the level of disclosure provided to Chevron and the court regarding the RICO Defendants' and their co-conspirators' work with Cabrera. Am. Compl. ¶ 287.
181.	Daleo	Donziger	September 8, 2010	Email	Prevent disclosure of fraudulent scheme.	Donziger and co-conspirators from Pat-ton Boggs discussed via email the importance of having someone defend the Powers deposition, given "[h]e has substantial knowledge and involvement in the Cabrera Report drafting." Am. Compl. ¶ 276.
182.	Maazel	Donziger	September 22, 2010	Email	Prevent disclosure of fraudulent scheme.	Co-conspirator Maazel and Donziger discussed a strategy for preventing disclosure of Donziger's emails by claiming the only fraud was Donziger's and not the Lago Agrio Plaintiffs'. Am. Compl. ¶ 298.

	<b>From</b>	<b>To</b>	<b>Date</b>	<b>Format</b>	<b>Purpose</b>	<b>Description and Complaint Reference</b>
183.	Donziger, Donziger & Associates, PLLC	Michael Goldhaber	October 20, 2010	Email	Threaten Chevron with economic harm through campaign of public pressure based on false and misleading statements.	Donziger sent an email to Goldhaber discussing “off the record” details regarding Diego Borja for potential inclusion in a press release. Am. Compl. ¶ 214.
184.	Donziger, Donziger & Associates, PLLC	Westenberger	November 10, 2010	Email	Threaten Chevron with economic harm through campaign of public pressure based on false and misleading statements.	Donziger sent an email to co-conspirator Westenberger asking if it would be okay with Karen Hinton sitting in on their meeting and talk about press strategy. Am. Compl. ¶ 214.